



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

DEAN D. EFSTATHIOU, Acting Director

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IN REPLY PLEASE
REFER TO FILE: **EP-4**

June 24, 2008

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**ANNUAL SOLID WASTE GENERATION SERVICE CHARGE REPORT
FISCAL YEAR 2008-09
(ALL SUPERVISORIAL DISTRICTS)
(3 VOTES AT HEARING)**

SUBJECT

This action is to approve the Annual Solid Waste Generation Service Charge Report to provide for the continued collection of the existing Solid Waste Generation Service Charge at the current rate on the tax roll for Fiscal Year 2008-09.

IT IS RECOMMENDED THAT YOUR BOARD AFTER THE PUBLIC HEARING:

1. Find that the adoption of the Annual Solid Waste Generation Service Charge Report, Fiscal Year 2008-09, to provide for the continued collection of the Solid Waste Generation Service Charge on the tax roll is for the purpose of meeting operating expenses and therefore is exempt from the California Environmental Quality Act.
2. Approve the report if there is no majority protest to the report. In the event of a majority protest return the protested matter to Public Works.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Adoption of the attached report (Attachment I) provides that the existing Solid Waste Generation Service Charge (Service Charge) will continue to be collected in unincorporated areas of the County on the tax roll in Fiscal Year 2008-09. Revenues generated are used to fund services furnished by the County on behalf of unincorporated areas in the implementation of Los Angeles County's Household Hazardous Waste Element and Source Reduction and Recycling Element of the Countywide Integrated Waste Management Plan. These services by the County are required by Section 40000 et seq. of the California Public Resources Code which also provides penalties up to \$10,000 per day for failure to comply. Therefore, it is essential for the County to continue to provide these services as required by State law. The collection of the Service Charge on the tax roll remains the most cost-effective mechanism in the billing and accounting of these charges.

Implementation of Strategic Plan Goals

This Countywide Strategic Plan directs that we provide Service Excellence (Goal 1), Fiscal Responsibility (Goal 4), and Community Services (Goal 6) by providing County residents with responsive, high-quality waste reduction and recycling programs, and the funding necessary to administer the programs.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund. Adoption of the attached report will provide for the continued collection of the existing Service Charge on the tax roll in Fiscal Year 2008-09.

Revenues received from the Service Charge are deposited in the Solid Waste Management Fund. The projected revenue of \$1,201,000 is included in the Fiscal Year 2008-09 Proposed Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

In September 1991 your Board adopted an Ordinance establishing the Service Charge as authorized by California Public Resources Code Sections 41901 and 41902.

Currently, each parcel of real property within the County unincorporated area is assessed an annual service charge based on the number of Solid Waste Generation units. The number of Solid Waste Generation units assigned to each parcel of real property is based on the current land use of the parcel as shown in Section 20.89.070 of the County Code. The number of units per parcel varies from zero for a vacant parcel to 50 units for uses such as auditoriums and amusement facilities. A parcel containing a single-family residential unit has been assigned one Solid Waste Generation unit.

The current annual Service Charge of \$3.51 per Solid Waste Generation unit will remain the same for Fiscal Year 2008-09.

Pursuant to Section 5473 of the California Health and Safety Code, a report entitled Annual Solid Waste Generation Service Charge Report, Fiscal Year 2008-09 (Attachment 1), has been prepared and filed with the Executive Officer. Section 5473 also provides that any adopted ordinance authorizing the collection of service charges on the tax roll shall remain in effect until repealed or until changes have been made in the rates. The report contains a description of each parcel receiving such services and the amount of the charge for each parcel for the year, computed in conformity with the charges prescribed by ordinance.

Section 5473.1 of the California Health and Safety Code requires that notice of the filing of this report and of a time and place of hearing thereon (Attachment 2) be published once a week for two successive weeks in a newspaper of general circulation pursuant to Section 6066 of the Government Code.

Your Board will hear and consider all protests to the report. If the Board finds that protests to the report are made by the owners of a majority of parcels described in the report, the report shall not be adopted and the Service Charge shall be collected separately from the tax roll.

ENVIRONMENTAL DOCUMENTATION

Adoption of the attached report to provide for the collection of the annual Service Charge on the tax roll is for the purpose of meeting operating expenses and, therefore, is exempt from the California Environmental Quality Act pursuant to Section 21080(b)8 of the Public Resources Code.

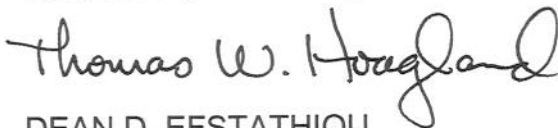
IMPACT ON CURRENT SERVICES (OR PROJECTS)

The collection of the Service Charge on the tax roll will provide funds necessary for the County to comply with the State waste reduction mandates and avoid imposition of penalties by the State.

CONCLUSION

Please return two adopted copies of this letter and report to the Department of Public Works, Environmental Programs Division. In addition, please file a copy of the report with the Auditor-Controller on or before August 10, 2008.

Respectfully submitted,



for DEAN D. EFSTATHIOU
Acting Director of Public Works

WTF:DDE
FMR:cw

Attachments (2)

c: Auditor-Controller
Chief Executive Officer (Lari Sheehan)
County Counsel